

January 31, 2001

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Commissioner for Patents  
Washington, D.C. 20231



Re: U.S. Non-Provisional Patent Application  
Appl. No. 09/698,213; Filed: October 30, 2000  
For: **Computational Nucleic Acid Coding and Feature Analysis**  
Inventor: James D. MCININCH  
Our Ref: 04983.0220.00US00/38-10(15494)A

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. Response to Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures;
2. Copy of Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures;
3. Copy of Statement Regarding Sequence Submission filed 10-30-2000;
4. Copy of the stamped return postcard dated 10-30-2000; and
5. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

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Commissioner for Patents

January 31, 2001

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The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038 referencing docket number 04983.0220.00US00/38-10(15494)A. A duplicate copy of this letter is enclosed.

Respectfully submitted,

A handwritten signature in black ink that appears to read "Andrew S. Brenc".

David R. Marsh (Reg. No. 41,408)

Andrew S. Brenc (Reg. No. 45,534)

Enclosures

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

James D. McININCH

Appl. No. 09/698,213

Filed: October 30, 2000

For: **Computational Nucleic Acid  
Coding and Feature Analysis**

Art Unit: To be assigned

Examiner: To be assigned

Atty. Docket: 04983.0220.00US00/  
38-10(15494)A



**Response to Notice to Comply with Requirements for Patent Applications  
Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notice to Comply that was mailed on January 19, 2001 for the above-referenced application, Applicants note that the requested document was submitted to the PTO with the application when the application was filed on October 30, 2000. To hasten examination, however, Applicants enclose a copy of the document, which is the Statement Regarding Sequence Submission, as well as a copy of the postcard that was stamped by the PTO and that indicates submission of the Statement Regarding Sequence Submission.

Applicants note that the Notice to Comply states that, "general information in paper copy is missing." It is unclear what, if anything, is meant by such a statement. Applicants' representatives have contacted the PTO by telephone to obtain clarification but have failed to obtain such clarification.

If direct communication will hasten the process, Applicants encourage the PTO to contact the undersigned directly at 1-202-383-7217.

Respectfully submitted,

David R. Marsh (Reg. No. 41,408)  
Andrew S. Brenc (Reg. No. 45,534)

Date: January 31, 2001

HOWREY SIMON ARNOLD & WHITE, LLP  
Box No. 34  
1299 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004-2402  
(202) 783-0800

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/698,213	10/30/2000	James D. McIninch	04983.0220.00US00/38-10(1)

22930

HOWREY SIMON ARNOLD & WHITE LLP  
BOX 34  
1299 PENNSYLVANIA AVENUE NW  
WASHINGTON, DC 20004

FORMALITIES LETTER



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Date Mailed: 01/19/2001

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS  
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE  
DISCLOSURES**

Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821 - 1.825 for the following reason(s):
  - General information in paper copy is missing.
  - Applicant must provide:
    - A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-1123
- For CRF Submission Help, call (703) 308-4212
- PatentIn Software Program Support
  - - For Technical Assistance, call (703) 287-0200
  - - To Purchase PatentIn Software, call (703) 306-2600

*[Handwritten signature]*

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A copy of this notice **MUST** be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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